



Attorney Docket No. 1688-A.001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: PHILLIP BRANDT BIRD et)
al.)
TITLE: FLEXIBLE FLASHLIGHT)
EXTENSION) RESPONSE B
SERIAL NO.: 09/941,930) WITH TERMINAL DISCLAIMER
FILED: August 28, 2001)
EXAMINER: J. Ward)
ART UNIT: 2875)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Office Action, Paper No. 11 mailed April 1, 2003, applicant requests entry of the accompanying Terminal Disclaimer and reconsideration of the above-captioned application. The submission of the Terminal Disclaimer addresses every ground of rejection set forth in the Office Action.

A shortened statutory period for response of three (3) months was set for response to the Office Action. Accordingly, Applicant petitions for a three-month extension of time and check no. 6847 in amount of ~~\$465.00~~ ^{475.00} to cover the corresponding fee is enclosed.

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I hereby certify that this document is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, in the [] day of [] 2003.

[Signature]
Registration No. []

Application No. 09/941,930
Amendment dated October 1, 2003
Response to Office Action of April 1, 2003

The Commissioner is hereby authorized to charge any additional fee or to credit any overpayment in connection with this Amendment to Deposit Account No. 50-0836.

With the submission of the accompanying Terminal Disclaimer, Applicant believes that the one issue requiring a response has now been addressed and the obvious type double patenting rejection has now been made moot.

In view of the forgoing, favorable action concerning all of the pending claims is respectfully requested. If any impediment to the allowance of these claims remains after entry of this Amendment and consideration of these remarks the Examiner is invited to initiate a telephone interview with the undersigned.

DATED this 1 day of October, 2003.

Respectfully submitted,

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